


<b>SOLICITATION, OFFER, AND AWARD</b> <i>(Construction, Alteration, or Repair)</i>	1. SOLICITATION NUMBER <b>W912DW-04-R-0017</b>	2. TYPE OF SOLICITATION <input type="checkbox"/> SEALED BID (IFB) <input checked="" type="checkbox"/> NEGOTIATED (RFP)	3. DATE ISSUED <b>06 April 2004</b>	PAGE OF PAGES <b>1</b>
	<b>IMPORTANT - The "offer" section on the reverse must be fully completed by the offeror.</b>			
4. CONTRACT NUMBER <b>W912DW-04-C-0011</b>	5. REQUISITION/PURCHASE REQUEST NUMBER <b>W68MD9-4030-8819</b>	6. PROJECT NUMBER		
7. ISSUED BY Seattle District, Corps of Engineers ATTN: CENWS-CT-CB-MU PO Box 3755 Seattle, WA 98124-3755	CODE <b>W912DW</b>	8. ADDRESS OFFER TO Seattle District, Corps of Engineers PO Box 3755 ATTN: CENWS-CT-CB-MU Seattle, WA 98124-3755  HAND CARRY: Seattle District Corps of Engineers Contracting Division 4735 East Marginal Way South Seattle, WA 98134-2329		
9. FOR INFORMATION CALL 	A. NAME Sherrye L. Schmahl	B. TELEPHONE NUMBER (Include area code) (NO COLLECT CALLS) 206-764-6588		

**SOLICITATION**

**NOTE: In sealed bid solicitations "offer" and "offeror" mean "bid" and "bidder".**

10. THE GOVERNMENT REQUIRES PERFORMANCE OF THE WORK DESCRIBED IN THESE DOCUMENTS (Title, identifying number, date):

Furnish all labor, materials and equipment and perform all work for Central Heat Plant application of Low Emissions Tech., Malmstrom AFB, Montana in accordance with the attached Contract Clauses, Special Clauses, Technical Specifications and Drawings.

- Solicitation No: W912DW-04-R-0017 dated 06 April 2004 with 5 amendments are incorporated into the contract.
- Wage Determination Number MT20030005 amendments 4 dated 5/07/2004, are hereby incorporated into the contract.
- Drawings as listed in Section 00800

11. The Contractor shall begin performance within 5 calendar days and complete it within \_\_\_\_\_ calendar days after receiving

☐ award, ☒ notice to proceed. This performance period is ☒ mandatory, ☐ negotiable. (See \* Paragraph SC-1, 00800 .)

12A. THE CONTRACTOR MUST FURNISH ANY REQUIRED PERFORMANCE PAYMENT BONDS?  
(If "YES," indicate within how many calendar days after award in Item 12B.)

☒ YES ☐ NO

12B. CALENDAR DAYS

10

13. ADDITIONAL SOLICITATION REQUIREMENTS:

- Sealed offers in original and \_\_\_\_\_ copies to perform the work required are due at the place specified in Item 8 by 2:00 p.m. (hour) local time 19 May 2004 (date). If this is a sealed bid solicitation, offers will be publicly opened at that time. Sealed envelope containing offers shall be marked to show the offeror's name and address, the solicitation number, and the date and time offers are due.
- An offer guarantee ☒ is, ☐ is not required.
- All offers are subject to the (1) work requirements, and (2) other provisions and clauses incorporated in the solicitation in full text or by reference.
- Offers providing less than 90 calendar days for Government acceptance after the date offers are due will not be considered and will be rejected.

## OFFER (Must be fully completed by offeror)

14. NAME AND ADDRESS OF OFFEROR (Include ZIP Code)

FRANK LILL & SON, INC.  
656 BASKET ROAD  
WEBSTER, NY 14580

Tax ID No. 16-0834603

DUNS No. 00-977-7392

eMail:

RICHARD@FRANKLILLANDSON.COM

CODE

FACILITY CODE

15. TELEPHONE NUMBER (Include area code)

585-265-0490

Fax No.:

585-265-1842

16. REMITTANCE ADDRESS (Include only if different than item 14)

FRANK LILL &amp; SON, INC.

DEPARTMENT No. 740

PO Box 8000

BUFFALO, NY 14267

17. The offeror agrees to perform the work required at the prices specified below in strict accordance with the terms of this solicitation, if this offer is accepted by the Government in writing within \_\_\_\_\_ calendar days after the date offers are due. (Insert any number equal or greater than the minimum requirement stated in 13D. Failure to insert any number means the offeror accepts the minimum in Item 13D.)

AMOUNTS

See Page 00010-5

18. The offeror agrees to furnish any required performance and payment bonds.

## 19. ACKNOWLEDGEMENT OF AMENDMENTS

(The offeror acknowledges receipt of amendments to the solicitation - give number and date of each)

AMENDMENT NO.

0005

DATE

5/17/04

20A. NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER (Type or print)

RICHARD A. CHARD, Executive V.P.

20B. SIGNATURE

\* Richard A. Chard, V.P.

20C. OFFER DATE

5/18/04

AWARD (To be completed by Government)

21. ITEMS AWARDED

Items Awarded: Base ; Items: 0001 - 0008 and Optional Items 0009 &amp; 0010.

22. AMOUNT

\$2,745,492.00

23. ACCOUNTING AND APPROPRIATION DATA

21420500000 088082 3230LFC0J7700000000000 E3 14 35026

24. SUBMIT INVOICES TO ADDRESS SHOWN IN  
(4 copies unless otherwise specified)

ITEM

26

25. OTHER THAN FULL AND OPEN COMPETITION PURSUANT TO

☐ 10 U.S.C. 2304(c) ( )☐ 41 U.S.C. 253(c) ( )

26. ADMINISTERED BY

CODE

USACE - Seattle District

Northwest Area Office

PO Box 92146

Tillicum, WA 98492-0146

27. PAYMENT WILL BE MADE BY

US Army Corps of Engineers Finance Center

CEFC-AO-P

5722 Integrity Drive

Millington, TN 38054-500

CONTRACTING OFFICER WILL COMPLETE ITEM 28 OR 29 AS APPLICABLE

☐ 28. NEGOTIATED AGREEMENT (Contractor is required to sign this

document and return \_\_\_\_\_ copies to the issuing office.) Contractor agrees to furnish and deliver all items or perform all work requirements identified on this form and any continuation sheets for the consideration stated in this contract. The rights and obligations of the parties to this contract shall be governed by (a) this contract award, (b) the solicitation, and (c) the clauses, representations, certifications, and specifications incorporated by reference in or attached to this contract.

☐ 29. AWARD. (Contractor is not required to sign this document.) Your

offer on this solicitation is hereby accepted as to the items listed. This award consummates the contract, which consists of (a) the Government solicitation and your offer, and (b) this contract award. No further contractual document is necessary.

30A. NAME AND TITLE OF CONTRACTOR OR PERSON AUTHORIZED TO SIGN  
(Type or print)

RICHARD A. CHARD, Executive V.P.

31A. NAME OF CONTRACTING OFFICER (Type or print)

ROSE N.S. OLDS

B. SIGNATURE

30C. DATE

5/18/04

31B. UNITED STATES OF AMERICA

BY

ROX/140/d

31C. AWARD DATE

5/28/04

RFP NO: W912DW-04-R-0017  
CONTRACT: W912DW-04-C-0011

ALTERATIONS IN CONTRACT  
(FAR 52.252-4 (APR 1984))

PORTIONS OF THIS CONTRACT ARE ALTERED AS FOLLOWS:

1. Wage Determination Number MT20030005 amendments 4 dated 5/07/2004, are hereby incorporated into the contract.

2. Accounting and Appropriation Data: W68MD9-4030-8819

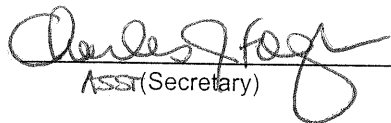
21720500000 088082 3230LFC0J7700000000000 E3 14 35026

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IF THE CONTRACTOR IS A CORPORATION OR PARTNERSHIP, THE APPLICABLE PORTION OF THE FORM LISTED BELOW MUST BE COMPLETED. IN THE ALTERNATIVE, OTHER EVIDENCE MUST BE SUBMITTED TO SUBSTANTIATE THE AUTHORITY OF THE PERSON SIGNING THE CONTRACT. IF A CORPORATION, THE SAME OFFICER SHALL NOT EXECUTE BOTH THE CONTRACT AND THE CERTIFICATE.

## CORPORATE CERTIFICATE

I, CHARLES J FOGLE, certify that I am the CONTROLLER & ASST SECRETARY Secretary of the Corporation named as Contractor herein; that RICHARD A CHARD, who signed this contract on behalf of the Contractor was then EXEC VICE PRESIDENT of said corporation; that said contract was duly signed for and on behalf of said corporation by authority of its governing body and is within the scope of its corporate powers.

 (CORPORATE  
ASST(Secretary) SEAL)

## AUTHORITY TO BIND PARTNERSHIP

This is to certify that the names, signatures and Social Security Numbers of all partners are listed below and that the person signing the contract has authority actually to bind the partnership pursuant to its partnership agreements. Each of the partners individually has full authority to enter into and execute contractual instruments on behalf of said partnership with the United States of America, except as follows: (state "none" or describe limitations, if any) \_\_\_\_\_

This authority shall remain in full force and effect until such time as the revocation of authority by any cause whatsoever has been furnished in writing to, and acknowledged by, the Contracting Officer.

(Names, Signatures and Social Security Numbers of all Partners)

NAME	SIGNATURE	SOCIAL SECURITY NO.
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

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04018/EM

## Central Heating Plant Application of Low Emissions Tech.

DOCUMENT 00010

## BID SCHEDULE

## PART 1 GENERAL

## 1.1 BID SCHEDULE

Bid Schedule  
Low Emission Central Heat Plant

<u>Item No.</u>	<u>Description of Item</u> <u>Base Items</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Amount</u>
0001	All work for the Application of Low Emissions Technology to Coal-Fired CHP in accordance with the drawings & specifications but not including the work indicated under items 0002 through 0010.	1	JOB	LS	\$ <u>2,015,525.</u>
0002	All work for As-Built Drawings as Specified in Section 01702 from Preparation to Approval.	1	JOB	LS	\$25,000
0003	All Work for O&M Manuals as Specified in Section 01701 from Preparation to Final Approval.	1	JOB	LS	\$20,000
0004	All Work for Form 1354 Checklist and Equipment in Place List as Specified in Section 01704 & 01705 from Preparation to Final Approval.	1	JOB	LS	\$12,000
0005	All work for the installation of Induced Draft Fan Variable Frequency Drives and Motor Replacement. (HTHW Generators No. 1&3)	1	JOB	LS	\$ <u>205,923.</u>
0006	All work for the Plant Air System Modifications.	1	JOB	LS	\$ <u>23,156.</u>
0007	All work for the Instrument Air System Modification.	1	JOB	LS	\$ <u>47,360.</u>

Item No.	Description of Item	Quantity	Unit	Unit Price	Amount
<u>Optional Items</u>					
0008	All work to comply with Hazardous Material Contractor Authorization Procedures as required by Section 01010-1.8.	1	JOB	LS	\$ <u>17,800.</u>
<u>Optional Items</u>					
Total Base Items					\$ <u>2,366,764.</u>
0009	Provide Load Simulator System	1	Job	LS	\$ <u>239,786.</u>
0010	All Work for Dustless Unloader (Pug Mill) Replacement	1	Job	LS	\$ <u>138,942.</u>
Total Optional Items					\$ <u>378,728.</u>
Total Base & Optional Items					\$ <u>2,745,492.</u>

The dollar amounts established in Items No. 0002, 0003 and 0004 shall not be revised by bidders.

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